IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Martin et al.

U.S. Serial No.: 10/518,003

Confirmation No.: 6708

Filed : March 14, 2005

For : IN-VIVO ENERGY DEPLETING STRATEGIES FOR

KILLING DRUG-RESISTANT CANCER CELLS

Examiner : Lawrence E. Crane

Art Unit : 1623

Law Offices of Albert Wai-Kit Chan, PLLC

World Plaza, Suite 604 141-07 20th Avenue

Whitestone, New York 11357

October 2, 2007

Mail Stop RCE Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

REQUEST FOR CONTINUED EXAMINATION (RCE)

A Final Office Action was issued on April 2, 2007 in regard to the above-identified application. A Response to the Final Office Action was filed on June 1, 2007 and a Terminal Disclaimer was consequently filed on July 20, 2007. This RCE is being filed currently prior to any communication from the USPTO since then.

There is a three-month deadline from the mailing date of the Final Office Action to file a Request for Continued Examination. Since the three-month deadline passed on July 2, 2007, Applicants hereby Petition for a three-month Extension of Time. However, Applicants maintain that no petition fee for extension of time is

Applicants: Martin et al. USSN : 10/518,003 Filed

: March 14, 2005

Atty. Dkt. No. : 636-C-PCT-US Art Unit Date of RCE

: 1623 : October 2, 2007

Examiner : Lawrence E. Crane : 2 Page

there was no Advisory Action required because Nevertheless, if additional fee is deemed necessary, Applicants hereby authorize to charge the amount of any such fee to Deposit Account No. 50-1891.

The fee for the RCE is FOUR HUNDRED AND FIVE DOLLARS (\$405.00) for small entity. Applicants hereby authorize the charge to Deposit Account No. 50-1891. A copy of the Request for Continued Examination Transmittal is attached herein as Exhibit A (1 page. in duplicate).

If a telephone interview would be of assistance in advancing prosecution of the subject application, Applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

No fee other than the FOUR HUNDRED AND FIVE DOLLARS (\$405.00) fee for the Request for Continued Examination is deemed necessary in connection with the filing of this Communication. However, if any additional fee is required, authorization is given to charge the amount of any such fee to Deposit Account No. 50-1891.

Respectfully submitted.

allege War Kit Ches Albert Wai-Kit Chan Registration No. 36,479 Attorney for Applicants Law Offices of Albert Wai-Kit Chan, PLLC World Plaza, Suite 604 141-07 20th Avenue Whitestone, New York 11357 Tel: (718) 799-1000 Fax: (718) 357-8615

E-mail: chank@kitchanlaw.com

EXHIBIT A

PTO/SB/30 (04-05) Approved for use through 07/31/2008, OMB 0851-0031

Under the Pacerwork Reduction Act of 1995, no persons are requir	U.S. Patent and Tra red to respond to a collection of infor	demark Office; U mation unless it o	S. DEPARTMENT OF COMMERCE ontains a valid OMB control number.		
Request	Application Number	10/518,003			
for Continued Examination (RCE)		March 14, 2005			
Transmittal	First Named Inventor	Daniel S. M.	artin		
Address to: Mail Stop RCE	Art Unit	1623			
Commissioner for Patents P.O. Box 1450	Examiner Name	Lawrence E	. Crane		
Alexandria, VA 22313-1450	Attorney Docket Numbe	636-C-PCT-	us		
This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See instruction Sheet for RCEs front to be submitted to the USPTO) on page 2. 1. Submission required under 37 CFR 1.114 hote: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs of thereives. If					
applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s). a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked. L Consider the arguments in the Appeal Brief or Reply Brief previously filed on					
II. Other Response to Final Office Action filed on June 1, 2007					
b.					
WARNING: Information on this form may become public. Credit card information should not be included on this form Provide credit					
card information and authorization on PTO-2038. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED					
Signature Deloce was his Co	DE		October 2, 2007		
Name (Print/Type) Albert Wal-Kit Chan		gistration No.	36,479		
CERTIFICATE OF MAILING OR TRANSMISSION					
I briefly cettly that this correspondence is being described with the United States Postal Service with sufficient postage as first class mail in an envelope addressed for bild Stop RCE. Commissioner for Peleville, P. O, Box 1450, Alexandria, VA 22315-1450 or facelinite transmitted to the U.S. Pelent and Trademark Office on the clate shown below.					
Name (Print/Type)	Date	1			
This collection of information is required by 37 CFR 1.114. The information to process) an application. Confidentiality is governed by 35 U.S.C. 122	on is required to obtain or retain a be	enefit by the publi	c which is to file (and by the USPTO		

to process) an application. Confidentially is governed by 38 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application from the the ISPTO. Time will vary depending upon the individual case roomens on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Christ Information Officer, U.S. Petent and Trademark Office, U.S. Dependance of Commerces, 20. Box 1460, Alexander, V.A. 2233-1440, D. NOT SEND FEES OR COMMETTED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patients, P.O. Box 1480, Alexanderia, VA 2233-1440, and Commerces, 20. Box 1460, Alexanderia, VA 2233-1440, and VA 2233-1440,

PTO/SB/30 (04-05)

Approved for use through 07/31/2006, OMB 0651-0031

Request for Continued Examination (RCE) Transmittal Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Aloxandria, VA 22313-1450 This is a Request for Continued Examination (RCE) practice under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application in the value of the USPTO) on page 2. 1. [Submission required under 37 CFR 1.114] Note: If the RCE is proper, any previously filed unertered amendments and amendments, which are any previously filed under amendments, and a previously siled under 37 CFR 1.114 (Note and any amendments). a. [Previously submitted if a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not chacked. i. [Anishment of the amendments of the previously filed on any amendments filed after the final Office action may be considered as a submission even if this box is not chacked. i. [Anishment of the previously filed on amendments, and amendments,	Under the Paperwork Reduction Act of 1995, no persons are req	U.S. Patent and uired to respond to a collection of in	Trademark Office; U.	S. DEPARTMENT OF COMMERCE ontains a valid OMB control number.		
Continued Examination (RCE) Transmittal Address to: Mail Stop RCE Advandria, VA 22313-1450 This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. See instruction Sheet for RCEs from the Note of the USPTO) on page 2. 1. Submission required under 37 CFR 1.114 hote: If the RCE is proper, any previously field unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were field unders adjustment from the RCE is proper, any previously field unentered amendments and amendments enclosed with the RCE will be referred in the order in which they were field unders adjustment from page 2. 1. Submission required under 37 CFR 1.114 hote: If the RCE is proper, any previously field unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were field unders adjustment in the RCE will be a submission even if this box is not checked. 1. Previously submitted. If a final Office action is outstanding, any amendments field after the final Office action may be considered as a submission even if this box is not checked. 2. Miscellaneous 3. Fees and the Appeal Brief or Reply Brief previously field on	Request					
Transmittal Address to: Mail Stop RCE Commissioner for Patents A.D. Box 1432313-1450 Examiner Name Lawrence E. Crane At Unit 1623 Attomey Docket Number Base-CPCT-US Attomey Docket Number This is a Request for Confinued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Confinued Examination (RCE) practice under 37 CFR 1.114 to the above-identified application fled prior to June 8, 1996, or to any design application. See instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2. 1. Submission required under 37 CFR 1.114 love: If the RCE is proper, any previously filled unentered amendments and cost of white RCE will be referred in the order in which they year leaf under a great amendments and amendments and cost of white RCE will be referred in the order in which they were leaf unless applicant instructs otherwise. If applicant does not wish to have any previously filled unentered amendments() entered, applicant must request non-entry of such amendments(). a. Previously submitted. If a final Office action is outstanding, any amendments filled after the final Office action may be considered as a submission even if this box is not checked. i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on		Filing Date	March 14, 2	005		
Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandris, VA 22313-1450 This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 of the above-identified application fled prior to June 9, 1995, or to any design application (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application fled prior to June 9, 1995, or to any design application (RCE) practice under 37 CFR 1.114 flost first RCEs in proper, any previously fled unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were fled unless applicant instructs otherwise. If applicant does not with to have any previously fled unentered amendmental plant application does not with to have any previously fled unentered amendmental plant request non-entry of such amendments.). a. Previously submitted. If a final Office action is outstanding, any amendments fled after the final Office action may be considered as a submission even if this box is not checked. i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on		First Named Inventor	Daniel S. Ma	artin		
Commissioner for Patents P.O. Box 1452 Alexandria, VA 22313-1450 This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 of the above-identified application fled prior to June 9, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2. Submission required funder 37 CFR 1.114 hote: The RCE is proper, any previously fled unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were fled unless applicant instruction schemise. If a spiciant does not with to have any previously filed unentered amendment(s) and amendment(s). a	Address to:	Art Unit	1623			
Altomey Docket Number S98-C-PCT-US	Commissioner for Patents	Examiner Name	Lawrence E	. Сгапе		
Request for Confinued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application fled prior to June 9, 1996, or to any deplan application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) napae 2. Submission required under 37 CFR 1.114 Net: If the RCE is proper, any previously flied unentered amendments and applicant the RCE will be referred in the order in which they year se is utiless a significant instruct anaendments. If applicant does not wish to have any previously flied unentered amendments (s) entered, applicant must request non-ordry of such amendments). Previously submitted. If a final Office action is outstanding, any amendments flied after the final Office action may be considered as a submission even if this box is not checked. Previously submitted. If a final Office action is outstanding, any amendments flied after the final Office action may be considered as a submission even if this box is not checked. Consider the arguments in the Appeal Brief or Reply Brief previously filed on		Attorney Docket Num	per 636-C-PCT-	us)		
a. Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be onsidered as a submission even if this box is not checked. i. Consider the arguments in the Appeal Brief or Reply Brief previously filed on ii. Consider the arguments in the Appeal Brief or Reply Brief previously filed on ii. Cher Response to Final Office Action filed on June 1, 2007 b. Enclosed ii. Amendment/Reply iii. Information Disclosure Statement (IDS) iii. Affidavit(s)/ Declaration(s) No Other Affidavit(s)/ Declaration(s) 2. Miscellaneous 3. Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of period of months. (Period of suspension shall not exceed 3 months: Fee under 37 CFR 1.17(r) required) Other 3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed. The Director is herby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. 50-1891 In Position of the fee (37 CFR 1.17(e) iii. Other Check fee required under 37 CFR 1.17(e) II. Extension of time fee (37 CFR 1.136 and 1.17) III. Other Payment by credit card (from PTO-2038 enclosed) WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit information and authorization on PTO-2038. Signature Application of Provide and the United States Posit Service with sufficient postage as first class mail in an emelope configuration for feed shown below. Signature Application of Provide and the United States Posit Service with sufficient postage as first class mail in an emelope configuration for during the shown below. Signature Application of Information is required by 37 CFR 1.114. The information is required to total or retain a benefit by the public which is to fire (and by the USFTO Diffice on the class shown below.	Request for Confinued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1996, or to any design application. See Instruction Sheer for RCEs (not to be submitted to the USPTO) on page 2. 1. [Submission required under 37 CFR 1.114] Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such					
Cher_Response to Final Office Action filled on June 1, 2007	Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be					
I. Amendment/Reply iii. Information Disclosure Statement (IDS) iii. Information Breath (IDS) iii. Information Disclosure Statement (IDS) iii. Information	Consider the arguments in the Appeal Binst or Reply Shert previously filled on					
Signature Applicate on an PTO-2038. Signature Applicate Applicant, ATTORNEY, OR AGENT REQUIRED Signature Applicate Applicant, ATTORNEY, OR AGENT REQUIRED Date Cotober 2, 2007 Registration No. 38,479 CERTIFICATE OF MAILING OR TRANSMISSION Insertly confly that the correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed by the Side PCES. Commissioner for Patients, P. O. Box 1450, Alexandris, VA 22515-1450 or foculate transmitted to the U.S. Potent and Trademark Signature Name (Print/Type) Date Dat	I Amendment/Reply iii Information Disclosure Statement (IDS) ii Affdavit(s) Declaration(s)					
Signature Albert Wark-Kit Chan CERTIFICATE OF MAILING OR TRANSMISSION Interest yearify that this correspondence is being decosted with the United States Postal Service with sufficient postage as first class real in an envelope addressed from Mission RD (CERTIFICATE OF MAILING OR TRANSMISSION) Interest yearify that this correspondence is being decosted with the United States Postal Service with sufficient postage as first class real in an envelope addressed from Mission RD (CERTIFICATE OF MAILING OR TRANSMISSION) Signature Nifec on the date shown below. Signature Name (PrintType) Date Date October 2, 2007 Date in the Continuation of the CERTIFICATE OF MAILING OR TRANSMISSION Date in the CERTIFICATE OF MAILING OR TRANSMISSION	WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
Name (Print/Type) Albert Wal-Kit Chan Registration No. 38,479 CERTIFICATE OF MAILING OR TRANSMISSION Interestly certify that this correspondence is being deposited with the United States Postuli Service with sufficient postuge as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, V.A. 27313-1450 or focation transmitted to the U.S. Patent and Trademark Office on the date shown ballow. Signature Name (Print/Type) Date Da						
CERTIFICATE OF MAILING OR TRANSMISSION I hereby confly that this correspondence is being deposited with the United States Postal Service with sufficient postope as first class mail in an envelope addressed for Mail Stor PCSE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1460 of tacsimile transmitted to the U.S. Patent and Trademark Office on the date shown below. Signature Date	300000000000000000000000000000000000000					
I hereby centify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class real in an emerging addressed for Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22315-1450 or foscionist transmitted to the U.S. Patent and Tredemark Office on the date shown below. Signature Name (Paril Type) Date This collection of information is required by 37 CFR 1.114. The Information is required to obtain or retain a heartel by the public which is to file (and by the USPTO).	7 Padett Wal-Nit Chair			30,479		
Name (Print/Type) This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO	I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or faccinate transmitted to the U.S. Patent and Trademark Office on the date shown below.					
This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO			late			
to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1,11 and 1.14. This collection is estimated to take 12 minutes to complete.	This collection of information is required by 37 CFR 1.114. The information	ation is required to obtain or retain a	benefit by the publi	which is to file (and by the USPTO		

This cofficient of information is required by 3T CFR 1.141. The information is required to obtain or retain a benefit by the public winh in it of the (next by the USPTO) to process) an application. Confidentiality is governed by 35 U.S.C. 1.22 and 37 CFR 1.11 and 1.14. This collection is estimated to late 12 minutes to complete, including althering, preparing, and submitting the completed application form to the USPTO. This will way depending upon the Individual case. Any comments on Trademist Office. U.S. Department of Commerce, P.O. Box 450. Although 1.22 CMR 1.